

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA

DARNEY RAY WHITE,)	No. CV-F-05-946 REC
)	(No. CR-F-03-5308 REC)
)	
Petitioner,)	ORDER GRANTING PETITIONER'S
)	MOTION TO WITHDRAW MOTION
vs.)	PURSUANT TO 28 U.S.C. §
)	2255, DISMISSING SECTION
)	2255 MOTION AND DIRECTING
UNITED STATES OF AMERICA,)	ENTRY OF JUDGMENT FOR
)	RESPONDENT
)	
Respondent.)	
)	
)	

On October 13, 2005, petitioner Darney Ray White filed a motion to withdraw the motion to vacate, set aside or correct sentence pursuant to 28 U.S.C. § 2255 filed on July 25, 2005, as amended on August 22, 2005.

ACCORDINGLY:

1. Petitioner's motion to withdraw the the motion to vacate, set aside or correct sentence pursuant to 28 U.S.C. § 2255 filed on July 25, 2005, as amended on August 22, 2005, is granted.

1 2. This action is dismissed.

2 3. The Clerk of the Court is directed to enter judgment for
3 respondent.

4 IT IS SO ORDERED.

5 **Dated: October 14, 2005**
6 668554

/s/ Robert E. Coyle
UNITED STATES DISTRICT JUDGE